

**Alabama Department of Economic and Community Affairs  
Energy Division**

**Meeting of the Alabama Energy and Residential Codes Board  
Alabama Center for Commerce  
Room 360  
Montgomery, Alabama  
October 20, 2011**

**MINUTES**

**Board Members and ADECA Staff Present**

Sonny Richardson, Chairman of the Board  
Alabama Home Builders' Association

Mark Nelson  
LP Gas Board

Jack Reid  
Home Builders Licensure Board

Jimmy Brothers  
Municipalities

Beth Chancey  
Property and Casualty Insurance

Linda Snapp  
American Institute of Architects

Randall Whorton  
Licensed Professional Engineers

Lindsey Carter  
County Commissions

Bruce Johnson  
Investor Owned Utilities

Bill Babington  
ADECA Energy Efficiency & Renewables  
Section Chief

Claudia Smith  
ADECA Legal Counsel

Karen Clifton  
ADECA-Energy Division

*A summary of the board meeting follows. A full transcript of the Board meeting is on file in the ADECA Energy Division and will be circulated during the next meeting for review or comment.*

The Alabama Energy and Residential Codes (AERC) Board convened at approximately 10:05 a.m. in room 360 of the Alabama Center for Commerce in Montgomery, Alabama with members listed above present and representing a quorum. Chairman, Sonny Richardson opened the hearing and requested that board members introduce themselves. Mr. Bill Babington then gave an update to the board on the newly released report and scorecard from the American Council for an Energy Efficient Economy which reflects that Alabama, who typically ranks 48th or 49th of the 50 states, has moved up to No. 43 due to the efforts of the AERC Board. Alabama was also recognized in the report as one of the six most improved states. Ms. Claudia Smith then made some opening comments and remarked on considering submitted comments, and the process for moving forward. She also defined the difference between the types of changes that would be considered substantial requiring the code to be re-published in the Administrative Monthly.

The board then debated the definition of 'Residential' as it applies to the AERC and made a final determination.

Comments that had been received from the public relative to proposed rule 305-2-4, Alabama Energy and Residential Code (AERC) were reviewed and either rejected or accepted with the exception of the request from the electrical community to be allowed to use the latest edition of the National Electrical Code in lieu of the 2009 IRC as adopted. The board could not get a quorum vote and the issue was tabled. Chairman Richardson ruled the comments filed by the Responsible Energy Codes Alliance, received October 19, 2011 were received too late for review by the board.

The board discussed holding another meeting before the end of the year to revisit the electrical code issue as well as how the code applies to municipalities for adoption, wind and hail issues and comments submitted by the public that needed further review by the board prior to voting on them.

Ms. Clifton requested clarification on several questions regarding adoption of the codes. Discussion followed, however no consensus was reached on interpretation of the legislation.

Ms. Smith then informed the board that although they had adopted Robert's Rules of Order, the section that deals with voting should be amended to reflect the voting requirements in the legislation. The board must have a majority vote of all members to pass or adopt any rules. A motion was made by Mr. Brothers and seconded by Mr. Reid to so amend Roberts Rules. The motion passed with a unanimous vote.

Chairman Richardson then asked the board if they wished to elect officers for next year, however they declined, deciding to wait until the next meeting which is expected to be held before the end of the year.

The meeting was adjourned at approximately 2 PM.

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Signature

Date